

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

TIMOTHY F. CHENAULT, )  
                        )  
                        )  
Plaintiff,           ) Civil No. 05-876-CO  
                        )  
v.                     ) ORDER  
                        )  
CARL YABER, et al., )  
                        )  
                        )  
Defendants.           )  
                        )

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Magistrate Judge John P. Cooney filed his Findings and Recommendation on October 17, 2005. The matter is now before me. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1982). See also Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Judge Cooney's Findings and Recommendation. This action is dismissed for failure to prosecute.

IT IS SO ORDERED.

DATED this 21<sup>st</sup> day of Nov., 2005.

Michael P. Hogan  
UNITED STATES DISTRICT JUDGE